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RESPONSE UNDER  
Technology Center 260037 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2614

PATENT  
3313-0315P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Chung-Chih TUNG Conf.: 6783  
Appl. No.: 09/848,376 Group: 2614  
Filed: May 4, 2001 Examiner: TRANG U. TRAN  
For: VIDEO SIGNAL CONVERSATION METHOD

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 24, 2004

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated March 24, 2004 of the Primary Examiner finally rejecting claims 1-17.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$950.00 is required for the full period of the above-requested extension of time.

☐ An extension of ( ) month(s) for responding to the Final Rejection was previously requested and paid for on . Thus a fee of \$0.00 is required to obtain an additional ( ) month(s) for filing the Notice of Appeal.

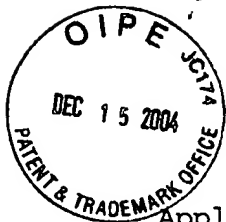
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Adjustment date: 01/24/2005 SDIRETA1 01 FC:1401  
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01 FC:1401 -330.00 OP  
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Repln. Ref: 01/24/2005 SDIRETA1 0010432300  
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PATENT  
3313-0315P  
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IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Chung-Chin TUNG  
Appl. No.: 09/848,376 Group: 2614  
Filed: May 4, 2001 Examiner: Trang TRAN  
For: VIDEO SIGNAL COVERSION METHOD

REQUEST FOR REFUND UNDER 37 C.F.R. §1.26

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

December 15, 2004

Sir:


Applicants herewith request a refund in the amount of \$1,280.00, which represents the payment made on September 24, 2004 for a three (3) month extension of time (\$950.00) and a Notice of Appeal (\$330.00). It is requested that this refund be applied to deposit account number 02-2448.

The facts involving this situation are as follows: The Examiner issued a Final rejection on March 24, 2004. Applicants replied to this rejection on June 24, 2004, the final date of the three month shortened statutory period. An Advisory Action was issued in response to this Amendment on November 16, 2004. Thus, the PTO Advisory Action took almost 5 months after the date of filing of the Amendment. Due to this lengthy delay, Applicants needed to Petition to extend the time period for three (3) months to the statutory maximum and then file a Notice of Appeal in order to keep the case alive until the Advisory Action was received.


Applicants submit that this delay was caused strictly by the Patent Office scanning procedures and was not in any manner of the fault of the Applicant. In fact, Applicants Attorney contacted the Examiner on multiple occasions and even talked to the Examiners supervisor in an attempt to speed the process. Copies of the submitted Amendment were also faxed to the Examiner for the same purpose. In view of this delay which was caused by the Patent Office, Applicants request that the three (3) month extension of time and the Notice of Appeal charges be refunded.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
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